

00766.000074.13



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
: Examiner: R. Mitra  
KENNETH JACOBS, ET AL. )  
: Group Art Unit: 1653  
Application No.: 09/729,674 )  
: Filed: December 4, 2000 )  
: For: SECRETED PROTEINS AND )  
POLYNUCLEOTIDES )  
ENCODING THEM ) October 9, 2003

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

PETITION UNDER 37 C.F.R. § 1.137(B) TO  
REVIVE UNINTENTIONALLY ABANDONED APPLICATION  
AND TO CONTINUE EXAMINATION OF THE APPLICATION

Sir:

The Honorable Commissioner for patents is hereby petitioned, under 37 C.F.R. § 1.137(b), to revive an application that unintentionally became abandoned by way of an inadvertent abandonment.

Submitted with this Petition are the following:

- (1) a check for the Petition fee of \$1,330.00 set forth at 37 C.F.R. § 1.17(m);
- (2) a response to the Office Action dated August 14, 2002;

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- (3) a Petition for Extension of Time and a check in the amount of \$950.00 to cover the extension fee; and
- (4) a Statement (below) that the entire delay in filing this Petition from the date of abandonment until the filing of this Petition was unintentional.

Since this application was not filed before June 8, 1995, it is not believed that a Terminal Disclaimer pursuant to 37 C.F.R. § 1.137(d) is required.

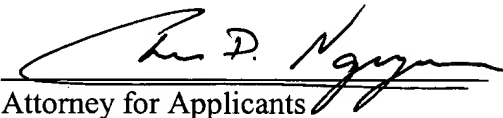
Any additional fees required to process this Petition should be charged to Deposit Account No. 06-1205.

STATEMENT UNDER 37 C.F.R. § 1.37(b)(3)

The undersigned hereby states that the entire delay in filing this petition, from the date of abandonment until the filing of this Petition, was unintentional. The application was inadvertently abandoned during a transfer of a number of applications from the former owners (Genetics Institute) to their current owners (Ono Pharmaceuticals). Upon discovery of the status of the application, the current owners have acted promptly to revive the present application.

Applicants' undersigned attorney may be reached in our Costa Mesa,  
California office at (714) 540-8700. All correspondence should continue to be directed to  
our below-listed address.

Respectfully submitted,

  
Attorney for Applicants

Registration No. 54,336

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